

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

NEW MEXICO TOP ORGANICS—ULTRA)	
HEALTH, INC., and JACOB R.)	
CANDELARIA, MATIAS TRUJILLO, as)	
father and guardian of MT, a minor, ERICA)	
ROWLAND, and ARIEL McDOUGAL, on)	
behalf of themselves and all others similarly)	
situated,)	
)	
Plaintiffs,)	Civil Action No.: 1:22-cv-00546-MV-LF
)	
v.)	
)	
BLUE CROSS AND BLUE SHIELD OF NEW)	
MEXICO, PRESBYTERIAN HEALTH PLAN,)	
INC., and WESTERN SKY COMMUNITY)	
CARE, INC.,)	
)	
Defendants.)	

NOTICE OF COMPLETION OF BRIEFING

Defendants Blue Cross and Blue Shield of New Mexico, a division of Health Care Service Corporation, a Mutual Legal Reserve Company (“BCBSNM”), Presbyterian Health Plan, Inc. (“PHP”), and Western Sky Community Care, Inc. (“Western Sky”), hereby provide the Court notice of the completion of briefing related to Defendants' Combined Motion to Dismiss Plaintiffs’ First Amended Complaint (“Defendants’ Motion”).

The following have been filed or are related documents to the Defendants’ Motion:

1. Defendants’ Combined Motion to Dismiss Plaintiffs’ First Amended Complaint, Document Number 69, filed on April 29, 2024;
2. Exhibit A to Defendants’ Combined Motion to Dismiss Plaintiffs’ First Amended Complaint, Document Number 69-1, filed on April 29, 2024;

3. Plaintiffs' Response to Defendants' Motion to Dismiss, Document Number 74, filed on May 31, 2024;

4. Exhibits 1-3 to Plaintiffs' Response to Defendants' Motion to Dismiss, Document Numbers 74-1 to 74-3; and

5. Defendants' Combined Reply in Support of Their Motion to Dismiss Plaintiffs' First Amended Complaint, Document Number 76, filed on June 14, 2024.

Thus, briefing on Defendants' Motion is complete, and this matter is ready for consideration and decision by this Court.

Dated: June 14, 2024.

Respectfully Submitted,

/s/ Alex G. Elborn

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Wade L. Jackson

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CERTIFICATE OF SERVICE

I, Alex G. Elborn , HEREBY CERTIFY that on June 14, 2024, the foregoing document was electronically filed through the District of New Mexico's CM/ECF system, which caused all counsel of record to be served by electronic means.

SUTIN, THAYER & BROWNE, APC

By: /s/ Alex G. Elborn